

COMPLAINT by A PRISONER UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. 1983

FILED

MAY 8 2008

NAME WEAVER  
(LAST)

WILLIE (FIRST)  
RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

PRISONER NUMBER J-91389

INSTITUTIONAL ADDRESS PELICAN BAY STATE

PRISON P.O. Box 7000 CRESCENT CITY,

CA. 95531.

UNITED STATES DISTRICT COURT NORTHERN  
DISTRICT OF CALIFORNIA

JW

(PR)

WILLIE WEAVER

CV 08

(ENTER THE FULL NAME  
OF PLAINTIFF IN THIS ACTION)

CASE NO. 8884

05/01/08

VS.

WARDEN, ASSIST WARDEN,

TO BE PROVIDED  
BY THE CLERK OF  
COURT)

CAPTAIN, LIEUTENANT,

SERGEANT CORRECTIONAL

OFFICERS THROUWATCH INMATES

COMPLAINT UNDER  
THE CIVIL RIGHTS  
ACT 42 U.S.C. 1983

(ENTER THE FULL NAME  
OF DEFENDANT(S) IN THIS  
ACTION)

(ALL QUESTIONS ON THIS COMPLAINT FORM  
MUST BE ANSWERED IN ORDER FOR YOUR  
ACTION TO PROCEED.)

1. EXHAUSTION OF ADMINISTRATIVE REMEDIES  
NOTE: YOU MUST EXHAUST YOUR ADMIN.

ISTRATIVE REMEDIES BEFORE CLAIM CAN  
GO FORWARD, THE COURT WILL DISMISS  
ANY UNEXHAUSTED CLAIMS)

A. PLACE OF PRESENT CONFINEMENT P.S. 4

B. IS THERE A GRIEVANCE PROCEDURE IN  
THIS INSTITUTION? YES (X) NO ( )

C. DID YOU PRESENT THE FACTS IN YOUR  
COMPLAINT FOR REVIEW THROUGH THE  
GRIEVANCE PROCEDURE? YES (X) NO ( )

D. IF YOUR ANSWER IS YES, LIST THE  
DATE AND RESULT OF THE

COMPLAINT

-1-

APPEAL AT EACH LEVEL OF REVIEW. IF YOU  
DID NOT PURSUE A CERTAIN LEVEL OF  
APPEAL EXPLAIN WHY.

1. INFORMAL APPEAL \_\_\_\_\_
2. FIRST FORMAL LEVEL \_\_\_\_\_
3. SECOND FORMAL LEVEL \_\_\_\_\_

E. IS THE LAST LEVEL TO WHICH YOU  
APPEALED THE HIGHEST LEVEL OF APPEAL  
AVAILABLE TO YOU?

YES ( ) NO (X)

F. IF YOU DID NOT PRESENT YOUR CLAIM  
FOR REVIEW THROUGH THE GRIEVANCE  
PROCEDURE,

EXPLAIN WHY. \_\_\_\_\_ STILL BEING  
\_\_\_\_\_ PROCESSED

## II. PARTIES

A. WRITE YOUR NAME AND YOUR PRESENT  
ADDRESS, DO THE SAME FOR ADDITIONAL  
PLAINTIFFS, IF ANY. WILLIE WEAVER

PELICAN BAY STATE PRISON P.O. Box 7000

CRESCENT CITY, CA. 95531,

B. WRITE THE FULL NAME OF EACH  
DEFENDANT HIS OR HER OFFICIAL  
POSITION, AND HIS OR HER PLACE OF  
EMPLOYMENT.

PELICAN BAY STATE PRISON P.O. Box 7000

CRESCENT CITY, CA, 95531, WARDEN,

ASSIST WARDEN, CAPTAIN, LIEUTENANT,

SERGEANT, CORRECTIONAL OFFICERS

FOR THIRD WATCH 05/01/08 AND INMATE

IN 204 CEVENTH

STATEMENT OF CLAIM

STATE HERE AS BRIEFLY AS POSSIBLE THE FACTS OF YOUR CASE, BE SURE TO DESCRIBE HOW EACH DEFENDANT IS INVOLVED AND HOW TO INCLUDE DATES, WHEN POSSIBLE DO NOT GIVE ANY LEGAL ARGUMENTS HAVE MORE THAN ONE CLAIM, EACH

CLAIM SHOULD BE SET FORTH IN A SEPARATE NUMBERED PARAGRAPH.

— DEFENDANT(S) CONTINUE TO HARRASS  
— PLAINTIFF, THREATEN TO KILL PLAINTIFF,  
— CELL 204 LENGTH YELLING OUT  
— TELLING PLAINTIFF YOU BETTER GET THE  
— FUCK OUT OF HERE 210, WELL THIS  
— SUPPOSE TO BE THE QUIET SECTION.  
— THIS HAPPENED ON 05/01/08 ALL OF  
— THIRDWATCH, THE DEFENDANT(S)  
— SHOWED DELIBERATE INDIFFERENCE  
— UNDER THE EIGHT AMENDMENT THAT  
— CONSTITUTE CRUEL UNUSUAL PUNISHMENT

14. RELIEF

YOUR COMPLAINT CANNOT GO FORWARD UNLESS YOU REQUEST SPECIFIC RELIEF. STATE BRIEFLY EXACTLY WHAT YOU WANT ARE THE COURTS TO DO FOR YOU. MAKE NO LEGAL ARGUMENTS, CITE NO CASES OR STATUTES.

— LIABILITY DAMAGES: 50.000  
— FIFTY THOUSAND DOLLARS DUE TO:  
— HARRASSMENT, THREATING, CONSPIRACY,  
— U.S. CONSTITUTION VIOLATION, PENAL  
— CODE VIOLATIONS.  
— PUNITIVE DAMAGES: 50.000 FIFTY THOUSAND  
— DOLLARS DUE TO: MENTAL ANGUISH,  
— STRESS DISORDER,

I DECLARE UNDER PENALTY OF PERJURY THAT THE FORGOING IS TRUE AND CORRECT.

SIGNED THIS 03 day OF 01 2008

COMPLAINT

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